

INFORMATIONAL LETTER NO. 41

TO: All Licensed Non Resident Brokers
Licensed in West Virginia and Other
Interested Parties

Date: April 1, 1987

RE: West Virginia Insurance Laws
Chapter 33, Article 12, Section 4
Requirements And Restrictions As To Brokers

This Department has been receiving inquiries from applicants for, and licensees holding, a West Virginia Non-Resident Property/Casualty Brokers license requesting clarification of Chapter 33, Article 12, Section 4(d) of the West Virginia Insurance Laws which states:

"No such broker shall solicit, negotiate, make or procure within this State, or aid in any manner in soliciting, negotiating, making or procuring within this State, any insurance contracts covering subjects of insurance resident, located, or to be performed in this State, either on account of any person desiring to procure insurance or on account of any insurer."

This section prohibits those persons holding a West Virginia Non-Resident Brokers license from physically entering the State of West Virginia for the purpose of transacting property/casualty insurance business in this State. Physically entering shall be defined to include mass mailings and telephone solicitations into this State.

We request that you acknowledge receipt of the letter by signing, dating and returning it to the West Virginia Insurance Commissioner, Consumer Service Division-NRB, 2100 Washington Street, East, Charleston, West Virginia 25305, no later than May 1, 1987. Failure to respond could result in disciplinary action by this office.

Inquiries on this letter must be addressed to this office in writing.

Brokers Signature

Date

Fred E. Wright
Insurance Commissioner